

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

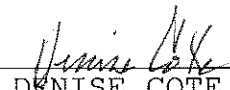
|                                    |   |                       |
|------------------------------------|---|-----------------------|
| -----                              | X |                       |
|                                    | : | 23cv7958 (DLC)        |
| GEORGE O'DOWD, et al.,             | : |                       |
|                                    | : |                       |
|                                    | : | <u>ORDER OF</u>       |
| Plaintiffs,                        | : | <u>DISCONTINUANCE</u> |
| -v-                                | : |                       |
|                                    | : |                       |
| MEP CAPITAL HOLDINGS III, L.P., et | : |                       |
| al.,                               | : |                       |
|                                    | : |                       |
| Defendants.                        | : |                       |
| -----                              | X |                       |

DENISE COTE, District Judge:

It having been reported to this Court that this case has been settled, it is hereby

ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the application to restore the action is made by **December 16, 2023**. If no such application is made by that date, today's dismissal of the action is with prejudice. See Muze, Inc. v. Digital On Demand, Inc., 356 F.3d 492, 494 n.1 (2d Cir. 2004).

Dated: New York, New York  
November 16, 2023

  
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 DENISE COTE  
 United States District Judge